

Ashton

OIL & TRANSPORTATION CO.

P. O. BOX 67 • HEBER CITY, UTAH 84032

12-1-70

Answer to "Agreement" form requested by Highway Commission from Ashton's Inc. and Road Commission:

1. State Road Commission Resolution dated Sept. 22dn made absolutely no mention of any agreements that would be restrictive or costly in nature to qualify our granted request to move railroad equipment over their right of way.
2. A considerable amount of publicity and direct information has been given the road commission to keep them posted of all developments and movement procedures, and no indication has been given at any time of any prequalifications we were to ~~make~~ provide above and beyond the Resolution given us by the Road Commission. This agreement was placed in our hands at 1150^{on} Dec. 1st, 1970, just hours before we need permission to
3. We cannot agree to replace any Pavement that was placed on the tracks after move equipment on this right of way, road commission the Resolution of Sept. 22dn, contending that the railroad was aware of our intent and should be prepared to have the railroad crossings in the same condition ~~was~~ as the track was prior to this agreement, and we should not be responsible for the disposal of surplus material or the replacement of asphalt removed.
4. The necessity of a \$50,000.00 bond is unrealistic and ~~impracticable~~ and the need for it cannot be justified by the Road Commission, and is in reality another effort ^{at this time} ~~by the~~ ^{OUR own efforts} to impede ~~the desire~~ to succeed ~~by the road Commission.~~
5. ~~The demand for Railroad Protective Liability Form should not apply as we do not intend to operate under the general restrictions of a ICC Railroad, and if insurance is needed should only be necessary if and when we actually begin to haul pass customer's on a paying basis,~~ ^{while we agree that some type of documents}

10:09 AM.
M. Fuel

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12-1-70

Please call

Louise Ashton

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15 pages
2424 State Road
Commission

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Tom Green

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copy of RR memorandum